

REMARKS

A. Restriction Requirement

In the Office Action the Examiner required restriction of pending claims 10, 12, 13, and 44-55 between the following three groups:

- Group I: claims 10, 13, and 44-47, drawn to method of use of the polypeptide with SEQ ID NO: 5 to prepare a food stuff or a dough;
- Group II: claims 12, 49, and 55, drawn to a bakery product; and
- Group III: claims 48 and 50-54, drawn to a dough.

Applicants elect Group II, Claims 12, 49 and 55, drawn to a bakery product, **with traverse**. Applicants traverse the restriction requirement on the basis that the search and examination of the three Groups of claims is not unduly burdensome.

In particular, the claims are linked by the use of a variant polypeptide with SEQ ID NO: 5. For example, claims 10, 13 and 44 relate to the use of a *polypeptide comprising SEQ ID NO: 5* to prepare a foodstuff or a dough for making same; claim 12 then relates to such foodstuff, i.e., a bakery product, or dough comprising the *polypeptide comprising SEQ ID NO: 5*; and claim 48 relates to the dough made in accordance with the method of claim 44. Therefore, all of these claims are linked by a single invention concept, i.e., the use of a *polypeptide comprising SEQ ID NO: 5*.

This is further illustrated by the fact that claims 49 and 55 of Group II are dependent on claims indicated to be in Group III (namely claims 48 and 54 respectively) and claim 48 is in turn dependent on claims indicated to be in Group I (namely claim 44).

Therefore, the restriction requirement should be set aside as the claims relate to a single inventive concept i.e., the use of a variant polypeptide having SEQ ID NO: 5 in the manufacture of a foodstuff, e.g., a bakery product or dough.

B. Conclusion

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

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